

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

-

WRIT PETITION No. 4030 of 2006

-

Dated: 03.03.2006

-

Between:

M.Lokesh S/o M.E.Madaiah,
Constable, CISF Unit, IG MINT,
Phase II IDA, Cherlapally, HCL (PO),
Ranga Reddy District.

... PETITIONER

And:

The Inspector General/ES,
CISF (ES) HQRS, New Pataliputra Colony,
PATNA – 13 and another.

.... RESPONDENTS

ORDER:

Heard the learned counsel for the petitioner and the learned Standing Counsel appearing for respondents 1 and 2.

The petitioner, a constable working in Central Industrial Security Force (CISF) in the

unit at Cherlapally, filed this writ petition seeking a Writ of Mandamus to declare the action of the first respondent in not disposing of the revision petition filed by him against the order, dated 17.08.2005, passed by the Deputy Inspector General, CISF, vide proceedings No.V-15014/CISF/BCCL/Disc/A-36/2005-3637, as illegal.

On initiation of the disciplinary proceedings against the petitioner, ultimately, final order dated 19.05.2001 was passed, imposing the punishment of reduction of pay. Against the same, the petitioner preferred an appeal before the appellate authority, along with an application for condoning the delay, who, by the order dated 17.08.2005, rejected the appeal. Aggrieved thereby, the petitioner preferred a revision before the first respondent-Inspector General, on 24.09.2005.

It is not in dispute that against the orders of the appellate authority, as per the applicable regulations, there is a further remedy of revision. When the Statute/applicable regulations provide a remedy of revision, the revisional authority is expected to consider the same and pass appropriate orders. Inasmuch as the revision is pending, though several contentions are raised in this writ petition, it is not desirable to record any finding with regard to the merits of the case.

In that view of the matter, the first respondent-revisional authority is directed to dispose of the revision, pending before him, by issuing proper notice to the petitioner and also on hearing him on the submissions made in the revision, within a period of six weeks from the date of receipt of a copy of this order.

Subject to the above directions, the writ petition is disposed of. There shall be no order as to costs.

03.03.2006

sh